Calendar No. 875

82D CONGRESS, 1st Session | SENATE | REPORT No. 893

# AMENDING SECTION 10 OF THE FLOOD CONTROL ACT OF 1946

OCTOBER 8 (legislative, day, OCTOBER 1), 1951.—Ordered to be printed

UNIV. OF MICH.
OCT 13 1951
LAW LIBRARY

Mr. MCCLELLAN, from the Committee on Public Works, submitted the following

## REPORT

[To accompany S. 1622]

The Committee on Public Works, to whom was referred the bill (S. 1622) to amend section 10 of the Flood Control Act of 1946, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

Section 5 of the Flood Control Act approved June 15, 1936 (Public Law 678, 74th Cong.), modified the Mississippi River flood-control project authorized by the act of May 15, 1928 (Public Law 391, 70th Cong.), by authorizing construction of a levee system in the White River backwater area. That levee system has now been practically completed. The authorizing act provided that local interests would furnish various elements of local cooperation, essentially all of which have been provided as construction of the levees proceeded.

Subparagraph (q) of section 10 of the Flood Control Act of 1946 (Public Law 526, 79th Cong.), modified the authorized project for the lower Mississippi River to provide that the local cooperation to be thereafter furnished for works authorized in the St. Francis River Basin and the Yazoo River Basin would consist of the requirement that responsible local interests agree to maintain levees in accordance with the provisions of section 3 of the act of May 15, 1928, where maintenance was required under existing law. That modification placed the levee work to be undertaken in the St. Francis and Yazoo River Basins under the same conditions of local cooperation that existed elsewhere within the alluvial valley.

This bill will place the levees in the White River backwater area under the same conditions as those in the St. Francis and Yazoo River Basins, and other similar projects in the valley. The United States will be relieved of the cost of maintenance, but will be required to

pay the cost of the rights-of-way for a short section of levee yet to be provided for the project.

The committee feels that the provisions of this bill are necessary to provide consistency in the matter of local cooperation between various projects in the lower Mississippi River Valley, and recommends enactment of this legislation.

The comments of the Bureau of the Budget and the Department of the Army on S. 1622 follow:

OCTOBER 2, 1951.

Hon. DENNIS CHAVEZ,
*Chairman, Committee on Public Works,*
*United States Senate.*

DEAR SENATOR CHAVEZ: Reference is made to your request for the views of this Department concerning S. 1622, Eighty-second Congress, to amend section 10 of the Flood Control Act of 1946.

The Department of the Army offers no objection to the above-mentioned bill.

The purpose of this bill is to amend subparagraph (q) of section 10 of Public Law 526 of the Seventy-ninth Congress by making the provisions of that paragraph applicable to the requirements of local cooperation in connection with the White River backwater area.

Levees in the White River backwater area are authorized by the act of June 15, 1936 (Public Law 678, 74th Cong.), which act modified the Mississippi River flood-control project authorized by the act of May 15, 1928 (Public Law 371, 70th Cong.). The act of June 15, 1936, provided that local interests should furnish various elements of local cooperation, practically all of which have now been provided. The effect of the proposed change would be to place upon the United States the cost of the right-of-way for a short section of levee yet to be provided for this project.

This Department is not in a position to estimate the fiscal effect of the bill at this time.

This report has been coordinated among the departments and boards of the Department of Defense in accordance with procedures prescribed by the Secretary of Defense.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

FRANK PACE, Jr.,
*Secretary of the Army.*

---

EXECUTIVE OFFICE OF THE PRESIDENT,
BUREAU OF THE BUDGET,
*Washington, D. C., September 28, 1951.*

Hon. DENNIS CHAVEZ,
*Chairman, Committee on Public Works,*
*United States Senate, Washington 25, D. C.*

MY DEAR MR. CHAIRMAN: This is in reply to your letter of June 11, 1951, requesting the views of the Bureau of the Budget on S. 1622, to amend section 10 of the Flood Control Act of 1946.

The Bureau of the Budget offers no objection to the enactment of the proposed legislation.

Sincerely yours,

F. J. LAWTON, *Director.*

○